

The Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MICROSOFT CORPORATION, a Washington
Corporation

No. 2:14-cv-01852-RSM

Plaintiff.

STIPULATION FOR PERMANENT INJUNCTION

V.

SOFTBUYERS, INC., an Illinois corporation;
and PATRICK SUTTON, an individual,

Defendants.

STIPULATION

Plaintiff Microsoft Corporation and Defendants Softbuyers, Inc. and Patrick Sutton, by and through their respective counsel of record (if any), hereby stipulate and agree to entry of the following permanent injunction and order. Defendants agree to entry of the permanent injunction without admitting any liability to the claims asserted in the Amended Complaint (ECF No. 10).

**STIPULATED PERMANENT INJUNCTION AND ORDER
(2:14-cv-01852-RSM)- 1**
4847-8121-9139v.1 0025936-002307

Davis Wright Tremaine LLP
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1 DATED this 3rd day of March, 2017.
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DAVIS WRIGHT TREMAINE LLP
4 Attorneys for Plaintiff Microsoft Corp.

Defendant Softbuyers, Inc., (pro se)

5 By /s/ Lauren Dorsett
6 Bonnie MacNaughton, WSBA # 36110
Lauren Dorsett, WSBA # 43110

By _____
Robert Patrick Sutton
President of Softbuyers, Inc.

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10

Defendant Robert Patrick Sutton (pro se)

11 By _____
12 Robert Patrick Sutton
13
14

PERMANENT INJUNCTION

15 Pursuant to settlement of this matter, and the parties' agreement in connection therewith
16 to stipulate to a permanent injunction, IT IS HEREBY ORDERED that Defendants Softbuyers,
17 Inc. and Patrick Sutton are hereby enjoined and restrained from:

- 19 1. Copying or making any infringing use or infringing distribution of Microsoft's
20 software and intellectual property;
- 21 2. Manufacturing, assembling, producing, distributing, offering for distribution,
22 circulating, selling, offering for sale, advertising, importing, promoting or
23 displaying any Microsoft software or other intellectual property bearing any
24 simulation, reproduction, counterfeit, copy, or colorable imitation of any of
25 Microsoft's registered trademarks, service marks, or copyrights;

3. Using any false designation of origin or false or misleading description or false or misleading representation that can or is likely to lead the trade or public or individuals erroneously to believe that any software, component, and/or other item has been manufactured, assembled, produced, distributed, displayed, licensed, sponsored, approved or authorized by or for Microsoft, when such is not true in fact;
 4. Engaging in any other activity constituting an infringement of any of Microsoft's trademarks, services marks, and/or copyrights, or of Microsoft's rights in, or right to use or to exploit, such trademarks, services marks and/or copyrights; and/or
 5. Assisting, aiding or abetting any other person or business entity in engaging in or performing any of the activities listed above.

IT IS SO ORDERED.

DATED THIS 6 day of March 2016.



**RICARDO S. MARTINEZ
CHIEF UNITED STATES DISTRICT JUDGE**

STIPULATED PERMANENT INJUNCTION AND ORDER

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